

# JOURNAL OF THE SENATE

Monday, May 4, 1953

289

The Senate convened at 1:00 o'clock P. M., pursuant to adjournment on Friday, May 1, 1953.

The President in the Chair.

The roll was called and the following Senators answered to their names:

Mr. President	Connor	Hodges	Pearce
Baker	Crary	Houghton	Pope
Beall	Davis	Johnson	Ripley
Black	Dayton	King	Rodgers
Boyle	Douglas	Leaird	Rogells
Branch	Floyd	Lewis	Shands
Bronson	Franklin	Lindler	Sturgis
Carlton	Fraser	McArthur	Tapper
Clarke	Gautier (28th)	Melvin	
Collins	Gautier (13th)	Morrow	

—38.

A quorum present.

Prayer was offered by the Senate Chaplain, Reverend W. E. Hall.

The reading of the Journal was dispensed with.

The Senate daily Journal of Thursday, April 30, 1953, was further corrected as follows:

Page 6, column 1, line 33, strike out "By Senator Crary—" and insert in lieu thereof "By Senators Crary and Pearce—".

Also—

Page 14, column 2, strike out line 11 which reads as follows:

"Pending consideration of the motion made by Senator" and insert in lieu thereof the following:

"Pending consideration of Senate Bill No. 27, Senator".

And as further corrected was approved.

The Senate daily Journal of Friday, May 1, 1953, was corrected as follows:

Page 3, column 1, line 37, counting from the bottom of the column, following the name "Franklin" and before the name "Lindler" insert the name "Douglas."

Also—

Page 5, column 2, between lines 16 and 17, counting from the bottom of the column, insert the following:

"And Senate Bill No. 411, as amended, was referred to the Secretary of the Senate as Ex Officio Engrossing Clerk, for engrossing, and the action of the Senate was ordered certified to the House of Representatives."

Also—

Page 12, column 1, line 29, counting from the bottom of the column, following the word "And" and before the word "House" insert "Committee Substitute for".

Also—

Page 14, column 2, line 19, counting from the bottom of the column, strike out "April 30," and insert in lieu thereof "April 28".

Also—

Page 14, column 2, line 22, counting from the bottom of the column, strike out "April 30," and insert in lieu thereof "April 28"

And as corrected was approved.

## REPORTS OF COMMITTEES

Senator Gautier (28th), Chairman of the Committee on Labor and Industry, reported that the Committee had carefully considered the following Bill:

S. B. No. 297—A bill to be entitled An Act recognizing Florida's necessity to protect its people by encouraging the development of industry, declaring the State's public policy to that effect, authorizing the several counties, districts and municipalities to acquire industrial enterprises, to issue bonds or other obligations therefor, to operate such industries, to dispose of them and to make contracts relative to such industries, to create the Florida Industrial Board, and to prescribe its duties.

—and recommends that the same pass.

And the Bill contained in the preceding report was referred to the Committee on Appropriations, under the original joint reference.

Senator Douglas, Chairman of the Committee on Pensions and Claims, reported that the Committee had carefully considered the following Bill:

S. B. No. 282—A bill to be entitled An Act for the relief of John D. Odom, Jr. for the slaughter and burning of swine by the State Livestock Sanitary Board as a quarantine measure.

—and recommends that the same pass with Committee amendment as attached thereto.

And the Bill contained in the preceding report, together with the Committee amendment attached thereto, was placed on the Calendar of Bills on Second Reading.

## ENGROSSING REPORTS

Your Engrossing Clerk to whom was referred, with Senate amendment, for engrossing—

S. B. No. 271—A bill to be entitled An Act to provide for the establishment of a Judicial Council to make a continuous study of the organization, procedure, practice and work of the Courts of Florida, including all matters concerning the more efficient administration of justice.

—begs leave to report that the Senate amendment has been incorporated in the Bill and the same is returned herewith, as engrossed.

Very respectfully,

ROBT. W. DAVIS,  
Secretary of the Senate as  
Ex Officio Engrossing Clerk  
of the Senate.

And Senate Bill No. 271, contained in the above report was ordered certified to the House of Representatives.

Your Engrossing Clerk to whom was referred, with House amendments, for engrossing—

S. B. No. 394—A bill to be entitled An Act authorizing the County Board of Public Instruction of Pasco County, Florida, to enter into a lease contract for the occupancy and use for physical educational purposes of the armory building to be constructed in Pasco County, Florida, with the State Armory Board, or other proper agency; and to borrow and appropriate a certain sum in aid of the construction of said armory building.

—begs leave to report that the House amendments have been incorporated in the Bill and the same is returned herewith, as engrossed.

Very respectfully,

ROBT. W. DAVIS,  
Secretary of the Senate as  
Ex Officio Engrossing Clerk  
of the Senate.

And Senate Bill No. 394, contained in the above report was referred to the Secretary of the Senate, as Ex Officio Enrolling Clerk, for Enrolling.

Your Engrossing Clerk to whom was referred, with House amendment, for engrossing—

S. B. No. 373—A bill to be entitled An Act creating the offices of Chief Traffic Officer and Deputy Traffic Officers in Duval County, Florida: requiring them to be Deputy Sheriffs, limiting their number and prescribing the duties and functions of such Chief Traffic Officer and Deputy Traffic Officers and their qualifications, terms of office and methods of appointment, their compensation and allowances for expenses and designating the fund out of which the same shall be paid; authorizing the appointment of Sergeant Traffic Officers from among the Deputy Traffic Officers and prescribing their duties, functions, compensation and allowances.

—begs leave to report that the House amendment has been incorporated in the Bill and the same is returned herewith, as engrossed.

Very respectfully,

ROBT. W. DAVIS,  
Secretary of the Senate as  
Ex Officio Engrossing Clerk  
of the Senate.

And Senate Bill No. 373, contained in the above report was referred to the Secretary of the Senate, as Ex Officio Enrolling Clerk, for Enrolling.

Your Engrossing Clerk to whom was referred, with House amendment, for engrossing—

S. B. No. 411—A bill to be entitled An Act to create, establish and incorporate the North New River Drainage District in Palm Beach County, defining its boundaries, prescribing its powers, privileges, duties, liabilities and officials; and making applicable to said district the provisions of Chapter 298, Florida Statutes, being an Act relating to the creation, organization and maintenance of drainage districts, and statutes amendatory thereto; providing for the election of a Board of Supervisors defining their term of office and prescribing their duties and powers and fixing their compensation; providing for the levies of assessments and taxes upon the lands in said district and for the collection and enforcement thereof, and for the sale of lands for the non-payment thereof, for the forfeiture of title to tax delinquent lands to district, and for the sale of tax forfeited lands, providing for the levy of a uniform acreage tax on lands in said district to be used for paying expenses in organizing said district; authorizing said district to borrow money and issue negotiable or non-negotiable notes, bonds and other evidences of indebtedness in order to better carry out the provisions of this Act; providing for the exercise of the right of eminent domain by the district; declaring that waters in said district are a common enemy; providing that district bonds and coupons may not be accepted in payment of drainage taxes; providing that bonds shall be issued by said district without the approval of the Board of Drainage Commissioners; providing that owners of land may not pay taxes in advance; authorizing the drainage, reclamation and irrigation of the lands in said district by units; providing for the collection of district taxes by the treasurer of said district in the discretion of the Board of Supervisors; providing for severability of the provisions of the Act; providing that the Act shall take precedence over any conflicting law to the extent of such conflict; approving the manner of giving notice of intention to apply for this legislation; enacting other provisions relating to this subject; and providing that this Act shall take effect upon its approval by the Governor, or upon its becoming a law without such approval.

—begs leave to report that the House amendment has been incorporated in the Bill and the same is returned herewith, as engrossed.

Very respectfully,

ROBT. W. DAVIS,  
Secretary of the Senate as  
Ex Officio Engrossing Clerk  
of the Senate.

And Senate Bill No. 411, contained in the above report was referred to the Secretary of the Senate, as Ex Officio Enrolling Clerk, for Enrolling.

#### ENROLLING REPORT

Your Enrolling Clerk, to whom was referred—

S. B. No. 377

—begs leave to report same has been properly enrolled, signed by the President and Secretary of the Senate, and by the Speaker and Chief Clerk of the House of Representatives, and presented to the Governor on May 4, 1953.

Very respectfully,

ROBT. W. DAVIS,  
Secretary of the Senate as  
Ex Officio Enrolling Clerk  
of the Senate.

#### INTRODUCTION OF RESOLUTIONS, MEMORIALS, BILLS AND JOINT RESOLUTIONS

By Senator Morrow—

S. B. No. 555—A bill to be entitled An Act to provide that the judge of the Criminal Court of Record in and for Palm Beach County, Florida, shall devote full time to the duties of such office, and shall not engage in the practice of law during his tenure of office, and fixing the salary of such judge, and to provide for the method of the payment of such salary.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 555 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate as required by Section 21, Article III of the Constitution of the State of Florida.

Senator Morrow moved that the rules be waived and Senate Bill No. 555 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 555 was read the second time by title only.

Senator Morrow moved that the rules be further waived and Senate Bill No. 555 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 555 was read the third time in full.

Upon the passage of Senate Bill No. 555 the roll was called and the vote was:

Yeas—38.

Mr. President	Connor	Hodges	Pearce
Baker	Crary	Houghton	Pope
Beall	Davis	Johnson	Ripley
Black	Dayton	King	Rodgers
Boyle	Douglas	Leaird	Rogells
Branch	Floyd	Lewis	Shands
Bronson	Franklin	Lindler	Sturgis
Carlton	Fraser	McArthur	Tapper
Clarke	Gautier (28th)	Melvin	
Collins	Gautier (13th)	Morrow	

Nays—None.

So Senate Bill No. 555 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By the Committee on Appropriations—

S. B. No. 556—A bill to be entitled An Act to provide for disposition of funds received as fees, tuitions and other charges by institutions under the management of the State Board of Control; for disposition of funds received by certain

of the State Regulatory Boards and the budgeting of funds for operation of such board; granting certain powers to the State Budget Commission as to the budgeting of funds and as to compensation of state officers and employees; limiting the compensation and employment of persons by the state; requiring annual budgets and reports of all state spending agencies and providing for reserve emergency funds; disposing of unexpended funds for any year of the biennium appropriated in the General Appropriation Act; limiting the payment of attorneys' fees by state agencies; limiting contracts of state agencies for expenditures to the amount appropriated for any such agency; reappropriating certain federal funds and limiting the expenditure thereof; providing procedure when funds are insufficient to meet appropriations; limiting purposes of expenditures of amounts budgeted each year to that requested of the Legislature; authorizing expenditure for expenses in certain cases of amounts appropriated for salaries; providing procedure for expenditure of "Emergency" or "Contingency" appropriations; requiring affidavits of the seller to be attached to all vouchers for purchases; and repealing Sections 216.17, 216.171 and 240.09, Florida Statutes.

Which was read the first time by title only and placed on the Calendar of Bills on Second Reading, without reference.

By Senators Tapper and Shands—

S. B. No. 557—A bill to be entitled An Act relating to racing dates and seasons at horse race tracks and amending Subsection (3) of Section 550.081, Florida Statutes, setting up rotation system of allocating racing period where three tracks are within a radius of one hundred (100) air miles of each other.

Which was read the first time by title only and referred to the Committee on Miscellaneous Legislation.

By Senator Branch—

S. B. No. 558—A bill to be entitled An Act amending Subsection 1, of Section 40.01, Florida Statutes, 1951, relating to qualification and disqualification of jurors, and eliminating therefrom the necessity of jurors being duly qualified electors of their respective counties; repealing all laws in conflict herewith.

Which was read the first time by title only and referred to the Committee on Judiciary "A".

By the Committee on Governmental Reorganization—

S. B. No. 559—A bill to be entitled An Act relating to hotels, apartment houses, rooming houses, and restaurants; amending Chapter 509, Sections 510.04(3), 511.21 and 511.28, all Florida Statutes, by designating Hotel Commission as Hotel and Restaurant Commission; providing for an advisory council; prescribing method of elevator inspection; providing for compensation of inspectors and architects; prescribing liability for property of guests and tenants; repealing Chapter 26945, Laws of Florida, Acts of 1951; and providing effective date of this Act.

Which was read the first time by title only and placed on the Calendar of Bills on Second Reading, without reference.

By Senator Branch—

S. B. No. 560—A bill to be entitled An Act requiring all persons furnishing on a commercial basis, boats under sixteen (16) feet in length used in salt or fresh water to provide a life preserver to each occupant; providing for the enforcement; and prescribing penalties for violation of this Act.

Which was read the first time by title only and referred to the Committee on Game and Fisheries.

By Senator Branch—

S. B. No. 561—A bill to be entitled An Act amending Section 794.05, Florida Statutes, defining and providing penalty for rape, by providing penalty for carnal intercourse with unmarried person over the age of 10 years and under the age of 14 years.

Which was read the first time by title only and referred to the Committee on Judiciary "A".

By Senator Branch—

S. B. No. 562—A bill to be entitled An Act to regulate the sale and renovating of bedding; to provide for the registration, proper labelling and inspection thereof; to provide for the administration and enforcement thereof by the State Board of Health, and authorizing and empowering said board to adopt regulations necessary to carry out the provisions thereof; to provide a penalty for the violation thereof and to repeal acts and parts of acts in conflict therewith.

Which was read the first time by title only and referred to the Committee on Public Health.

By Senator Branch—

S. B. No. 563—A bill to be entitled An Act relating to pari-mutuel pools authorized within enclosures at horse race tracks by providing that any horse (running) race track having an average daily pari-mutuel pool of less than \$400,000 for the preceding racing season shall be permitted to operate pari-mutuel wagering upon the payment of a graduated daily license fee as set forth in this Act, and providing for the distribution of the proceeds from said license tax; repealing all laws or parts of laws in conflict herewith and fixing the effective date of this Act.

Which was read the first time by title only and referred to the Committee on Miscellaneous Legislation and the Committee on Finance and Taxation, in the order named.

By Senators Johns, Branch and Rogells—

S. B. No. 564—A bill to be entitled An Act to amend Sections 409.16 and 409.17, Florida Statutes, relating to assistance to the aged and blind.

Which was read the first time by title only and referred to the Committee on Welfare.

By Senator Johnson—

S. B. No. 565—A bill to be entitled An Act amending Sections 121.16 and 121.17, Florida Statutes, relating to State Officers and Employees Retirement system by excepting members of the Department of Public Safety.

Which was read the first time by title only and referred to the Committee on Pensions and Claims.

By Senators Gautier (28th) and Carlton—

S. B. No. 566—A bill to be entitled An Act to amend Section 933.14, Florida Statutes, relating to the return of property taken under search warrants or taken by search without a warrant.

Which was read the first time by title only and referred to the Committee on Judiciary "C".

By Senator Gautier (28th)—

S. B. No. 567—A bill to be entitled An Act giving the Game and Fresh Water Fish Commission jurisdiction to provide for the gear, manner and method of taking fish, shell fish, crustacea, and other aquatic animal life from the fresh waters of the State of Florida; providing penalties for violations of laws and rules, regulations and resolutions of the Game and Fresh Water Fish Commission promulgated under this Act; providing for forfeiture of illegally used nets, boats, motors, and other fishing devices; providing the exception of the St. Johns River north of Volusia Bar from certain provisions of this Act.

Which was read the first time by title only and referred to the Committee on Game and Fisheries.

By Senator Gautier (28th)—

S. B. No. 568—A bill to be entitled An Act to provide for the prosecution of persons violating the laws of this State or any rule, regulation or resolution of the Game and Fresh Water Fish Commission relative to illegal taking or attempting to take by method other than hook and line, transporting and selling of fresh water fish; providing a penalty therefor, and providing for the forfeiture of any nets, traps, boats, motors, or other fishing devices, and any vehicle or other means of transportation used in the illegal taking, transporting and selling of fresh water fish.

Which was read the first time by title only and referred to the Committee on Game and Fisheries.

By Senator Gautier (28th)—

S. B. No. 569—A bill to be entitled An Act relating to air boats; defining air boat; providing for the registration of air boats; providing for the licensing of operators of air boats; fixing fees for the registration of air boats; providing for the promulgation of regulations relating to the use and operation of air boats, by and under the authority of the Game and Fresh Water Fish Commission of the State of Florida; providing that the violation of this law, or the rules and regulations as prescribed by the Game and Fresh Water Fish Commission of the State of Florida, as authorized, shall constitute a misdemeanor, and fixing the fines and penalties for such violations.

Which was read the first time by title only and referred to the Committee on Game and Fisheries.

By Senator Connor—

S. B. No. 570—A bill to be entitled An Act relating to the salary and office hours of the Supervisor of Registration of Citrus County, Florida.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 570 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate as required by Section 21, Article III of the Constitution of the State of Florida.

Senator Connor moved that the rules be waived and Senate Bill No. 570 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 570 was read the second time by title only.

Senator Connor moved that the rules be further waived and Senate Bill No. 570 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 570 was read the third time in full.

Upon the passage of Senate Bill No. 570 the roll was called and the vote was:

Yeas—38.

Mr. President	Connor	Hodges	Pearce
Baker	Crary	Houghton	Pope
Beall	Davis	Johnson	Ripley
Black	Dayton	King	Rodgers
Boyle	Douglas	Leaird	Rogells
Branch	Floyd	Lewis	Shands
Bronson	Franklin	Lindler	Sturgis
Carlton	Fraser	McArthur	Tapper
Clarke	Gautier (28th)	Melvin	
Collins	Gautier (13th)	Morrow	

Nays—None.

So Senate Bill No. 570 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Houghton—

S. B. No. 571—A bill to be entitled An Act authorizing and empowering the Board of Public Instruction of Pinellas County, Florida, to use monies collected for the purpose of building a gymnasium in Special Tax School District No. 3 for the erection and furnishing of a band room, a shower and locker room and related facilities at St. Petersburg High School and repealing all laws in conflict herewith.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 571 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate as required by Section 21, Article III of the Constitution of the State of Florida.

Senator Houghton moved that the rules be waived and Senate Bill No. 571 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 571 was read the second time by title only.

Senator Houghton moved that the rules be further waived and Senate Bill No. 571 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 571 was read the third time in full.

Upon the passage of Senate Bill No. 571 the roll was called and the vote was:

Yeas—38.

Mr. President	Connor	Hodges	Pearce
Baker	Crary	Houghton	Pope
Beall	Davis	Johnson	Ripley
Black	Dayton	King	Rodgers
Boyle	Douglas	Leaird	Rogells
Branch	Floyd	Lewis	Shands
Bronson	Franklin	Lindler	Sturgis
Carlton	Fraser	McArthur	Tapper
Clarke	Gautier (28th)	Melvin	
Collins	Gautier (13th)	Morrow	

Nays—None.

So Senate Bill No. 571 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Houghton—

S. B. No. 572—A bill to be entitled An Act prescribing and authorizing the compensation to be paid to and received by members of the Board of Public Instruction of Pinellas County, Florida, and providing for the payment of expenses of members of such board, and repealing all laws in conflict herewith.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 572 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate as required by Section 21, Article III of the Constitution of the State of Florida.

Senator Houghton moved that the rules be waived and Senate Bill No. 572 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 572 was read the second time by title only.

Senator Houghton moved that the rules be further waived and Senate Bill No. 572 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 572 was read the third time in full.

Upon the passage of Senate Bill No. 572 the roll was called and the vote was:

Yeas—38.

Mr. President	Connor	Hodges	Pearce
Baker	Crary	Houghton	Pope
Beall	Davis	Johnson	Ripley
Black	Dayton	King	Rodgers
Boyle	Douglas	Leaird	Rogells
Branch	Floyd	Lewis	Shands
Bronson	Franklin	Lindler	Sturgis
Carlton	Fraser	McArthur	Tapper
Clarke	Gautier (28th)	Melvin	
Collins	Gautier (13th)	Morrow	

Nays—None.

So Senate Bill No. 572 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Morrow—

S. B. No. 573—A bill to be entitled An Act relating to and providing for the eradication and control of water hyacinths in this state; for state, federal and local cooperation in connection therewith; and prohibiting the taking, transplanting, moving, planting, buying, selling, cultivating or propagation of water hyacinths in this state.

Which was read the first time by title only and referred to the Committee on Drainage and Water Conservation.

By Senator Rodgers—

S. B. No. 574—A bill to be entitled An Act regulating the receipt, control, and deposit of proceeds from pre-need burial contracts; defining the term "pre-need burial contract"; requiring persons writing such contracts to make a deposit with the Insurance Commissioner and obtain from him a certificate of authority to write such contracts; authorizing and empowering the Insurance Commissioner to promulgate rules and regulations, to investigate the business of a person writing such a contract, the expense of such investigation to be borne by the person investigated, and to cause the liquidation of a business improperly conducted; requiring writers of such contracts to maintain an unimpaired reserve of seventy-five percent (75%) of the funds received on contracts, and to perform such contracts in designated manners; and providing a penalty for violations of the provisions of this Act.

Which was read the first time by title only and referred to the Committee on Insurance.

By Senator Rodgers—

S. B. No. 575—A bill to be entitled An Act amending Subsection (1) of Section 634.09, Florida Statutes 1951, relating to the issuance and termination of temporary license and examination of life insurance agents; repealing all laws in conflict herewith, and providing that this Act shall become effective October 1, 1953.

Which was read the first time by title only and referred to the Committee on Insurance.

By Senator Johnson—

S. B. No. 576—A bill to be entitled An Act amending Section 604.15, Florida Statutes 1951, relating to dealers in agricultural products; definitions; and repealing all laws in conflict therewith.

Which was read the first time by title only and referred to the Committee on Agriculture.

By Senator Johnson—

S. B. No. 577—A bill to be entitled An Act providing that the provisions of Chapter 175, Florida Statutes, 1951, fixing a maximum pension of one hundred dollars per month payable from the Firemen's Relief and Pension Fund of the City of Quincy, Florida, created thereunder shall be inapplicable to said city; providing for maximum allowable pension of one hundred fifty dollars per month and providing that in all other respects said Chapter 175, Florida Statutes, 1951, shall be and remain in full force and effect.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 577 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate as required by Section 21, Article III of the Constitution of the State of Florida.

Senator Johnson moved that the rules be waived and Senate Bill No. 577 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 577 was read the second time by title only.

Senator Johnson moved that the rules be further waived and Senate Bill No. 577 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 577 was read the third time in full.

Upon the passage of Senate Bill No. 577 the roll was called and the vote was:

Yeas—38.

Mr. President	Connor	Hodges	Pearce
Baker	Crary	Houghton	Pope
Beall	Davis	Johnson	Ripley
Black	Dayton	King	Rodgers
Boyle	Douglas	Leaird	Rogells
Branch	Floyd	Lewis	Shands
Bronson	Franklin	Lindler	Sturgis
Carlton	Fraser	McArthur	Tapper
Clarke	Gautier (28th)	Melvin	
Collins	Gautier (13th)	Morrow	

Nays—None.

So Senate Bill No. 577 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Crary—

S. B. No. 578—A bill to be entitled An Act to empower municipalities and counties, individually or jointly, to control their development through planning, zoning, subdivision regulation, the reservation of mapped street locations for future public acquisition and the regulation of building in the land reserved for such mapped streets; providing for the establishment, government and maintenance of planning and zoning commissions and their staffs, and boards of zoning appeals and their staffs; enabling the planning and zoning commissions and boards of zoning appeals to establish and collect reasonable fees for permits, inspections and public hearings in connection with their operation; providing for penalties for violation of the provisions of this Act and the regulations adopted pursuant thereto; and for certain appeals and for applications to courts for relief.

Which was read the first time by title only and referred to the Committee on Cities and Towns and the Committee on County Organizations, in the order named.

By Senator Connor—

S. B. No. 579—A bill to be entitled An Act to amend Section I of Chapter 27295 Laws of Florida, Acts of 1951 relating to An Act providing how all monies paid to the Board of County Commissioners of Citrus County, State of Florida, under the provisions of Chapter 14832, Laws of Florida, Acts of 1931, or any laws amendatory or supplemental thereto or funds substituted therefor, shall be appropriated and spent and giving authority for the expenditure of said monies for each of the fiscal years, after the passage of this Bill, and repealing all laws in conflict with this Act.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 579 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate as required by Section 21, Article III of the Constitution of the State of Florida.

Senator Connor moved that the rules be waived and Senate Bill No. 579 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 579 was read the second time by title only.

Senator Connor moved that the rules be further waived and Senate Bill No. 579 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 579 was read the third time in full.

Upon the passage of Senate Bill No. 579 the roll was called and the vote was:

Yeas—38.

Mr. President	Boyle	Clarke	Davis
Baker	Branch	Collins	Dayton
Beall	Bronson	Connor	Douglas
Black	Carlton	Crary	Floyd

Franklin	Johnson	Melvin	Rogells
Fraser	King	Morrow	Shands
Gautier (28th)	Leaird	Pearce	Sturgis
Gautier (13th)	Lewis	Pope	Tapper
Hodges	Lindler	Ripley	
Houghton	McArthur	Rodgers	

Nays—None.

So Senate Bill No. 579 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senator Leaird, President Pro Tempore, presiding.

By Senators Johns and Gautier (28th)—

Senate Resolution No. 580:

WHEREAS, on March the 21st, 1953, there passed from our midst the honorable David Sholtz who was honored by his fellow men far beyond most, and

WHEREAS, though small in stature, mentally he looked above the crowd, spoke the language of the smallest with alike fluency as of the greatest; humble with the humblest his demeanor was kind and sympathetic, and

WHEREAS, this man, David Sholtz, with rare courage did aspire to and attain, against seemingly unsurmountable odds, the highest office that lies within the power of the people of Florida to give, and

WHEREAS, his deeds are engraved in the hearts of his fellow Floridians as well as in the official records of the State Government of such number to defy expression by this document, NOW THEREFORE,

BE IT RESOLVED BY THE SENATE OF THE STATE OF FLORIDA:

#### IN MEMORIAM GOVERNOR DAVID SHOLTZ

Born in Brooklyn, New York, on October 6, 1891, David Sholtz went to Daytona Beach, Florida, when he was still a young boy. He was graduated from Yale University and received Bachelor of Laws, Master of Arts and Honorary Doctor of Laws degrees from Stetson University of DeLand.

Attorney Sholtz practiced law in Daytona Beach and first won public office as a member of the Legislature from Volusia County in 1917, resigning to enlist in the United States Navy. After world war one served as states attorney of the seventh judicial circuit and later as municipal judge of Daytona Beach.

Served for three years as president of an association of Chamber of Commerce groups on the Florida east coast.

Governor Sholtz attained national prominence as grand exalted ruler of the Elks, was a 33rd degree Mason, a national commander of the Military Order of the World Wars and holder, until his death, of a reserve commission in the United States Navy.

His election to the Governorship of Florida in 1932, and the services he rendered to the people of Florida in a time of economic distress from 1933 through 1937, will not be forgotten by those who love this State.

BE IT FURTHER RESOLVED, that a copy of this resolution signed by the President of the Senate be sent to Mrs. Sholtz, and to each of the two daughters and the son of Governor Sholtz.

Which was read the first time in full.

The question was put on the adoption of the Resolution.

Which was agreed to and Senate Resolution No. 580 was adopted.

By Senator Johns—

S. B. No. 581—A bill to be entitled An Act repealing the authority of the State Live Stock Sanitary Board and approved municipal inspectors to inspect or approve meat or meat products; amending Section 585.34, Florida Statutes, by eliminating references to and authority for such inspectors; amending Section 534.44, Florida Statutes, by repealing

the duty of said sanitary board to enforce the stamping of "Produced in Florida" or "Florida Beef" on carcasses.

Which was read the first time by title only and referred to the Committee on Livestock.

The President presiding.

By Senator Connor—(By Request)—

S. B. No. 582—A bill to be entitled An Act for the relief of Hugh Culbreath in providing for the reimbursement to him of salary and other compensation lost in consequence of his suspension from office by the Governor pursuant to Section 15 of Article IV of the Constitution of Florida; and making an appropriation therefor.

Which was read the first time by title only and referred to the Committee on Pensions and Claims.

By Senator Gautier (13th)—

S. B. No. 583—A bill to be entitled An Act to amend Chapter 562.41 of the beverage laws of Florida entitled "Searches-Penalty," requiring that the Sheriff and the Chief of Police, at the place of arrest, shall be notified by the Beverage Director of persons arrested in State licensed beverage premises, and of the nature of beverage violations brought against such licensed places, and further, requiring sheriffs and chiefs of police to notify the Beverage Department of arrests made by such agencies in licensed beverage places.

Which was read the first time by title only and referred to the Committee on Temperance.

By Senator Gautier (13th)—

Senate Joint Resolution No. 584:

A JOINT RESOLUTION PROPOSING AN AMENDMENT TO ARTICLE V OF THE CONSTITUTION OF THE STATE OF FLORIDA BY ADDING A NEW SECTION THERETO TO BE NUMBERED BY THE SECRETARY OF STATE, RELATING TO ABOLISHING THE OFFICE OF COUNTY SOLICITOR IN DADE COUNTY, FLORIDA, AND THE DUTIES OF THE STATE ATTORNEY OF DADE COUNTY, FLORIDA, AND HIS ASSISTANT STATE ATTORNEYS, AND THE APPOINTMENT OF SUCH ASSISTANT STATE ATTORNEYS AND SPECIAL INVESTIGATORS, AND FOR THE ENACTMENT OF ENABLING STATUTES.

BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF FLORIDA:

That Article V of the Constitution of the State of Florida be amended by adding an additional section thereto to be numbered by the Secretary of State, and the same is hereby agreed to and shall be submitted to the electors of the State of Florida for ratification or rejection at the general election to be held on the first Tuesday after the first Monday in November, 1953, as follows:

Section ----- On and after July 1, 1955, the State Attorney of the Eleventh Judicial Circuit in and for Dade County, Florida, shall be the prosecuting attorney of the Criminal Court of Record and the Court of Crimes, of Dade County; and the office of County Solicitor, and the position of Assistant County Solicitor in Dade County shall stand abolished and terminated, and, thereafter, the State Attorney and his Assistant State Attorneys, under his direction, shall perform all of the duties and functions of office heretofore performed by the County Solicitor. Pending information filed in the Criminal Court of Record or Court of Crimes shall not be invalidated hereby, and the State Attorney, or his Assistant State Attorneys, may file amended informations in any such cases, if and when necessary. The Legislature may provide for Assistant State Attorneys and special investigators for the State Attorney of Dade County, who shall be appointed by the State Attorney and sworn in by the court, and such Assistant State Attorneys shall work under the direction of the State Attorney and shall have full authority to do and perform any official act that the State Attorney may do and perform. The Legislature may, by special act, enact such statutes as are necessary to supplement and give full force and effect to this section of the Constitution.

Which was read the first time in full and referred to the Committee on Constitutional Amendments.

By Senator Gautier (13th)—

S. B. No. 585—A bill to be entitled An Act to amend Chapter 561.07 of the Beverage Laws of Florida providing that supervisors of the Beverage Department shall have the right to inspect the premises of all licensees, all rooms and buildings used by licensees for the storage of beverages and all other room aid buildings which are used in furtherance of the business of the licensee.

Which was read the first time by title only and referred to the Committee on Judiciary "B" and the Committee on Temperance, in the order named.

By Senator Franklin—

S. B. No. 586—A bill to be entitled An Act authorizing the City Council of the City of Fort Myers, Florida, to enter into contracts of insurance covering officers and employees for life, health or accident insurance; and authorizing the appropriation and spending of such money and the taking of such steps as are necessary to place such insurance in effect.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 586 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate as required by Section 21, Article III of the Constitution of the State of Florida.

Senator Franklin moved that the rules be waived and Senate Bill No. 586 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 586 was read the second time by title only.

Senator Franklin moved that the rules be further waived and Senate Bill No. 586 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 586 was read the third time in full.

Upon the passage of Senate Bill No. 586 the roll was called and the vote was:

Yeas—38.

Mr. President	Connor	Hodges	Pearce
Baker	Crary	Houghton	Pope
Beall	Davis	Johnson	Ripley
Black	Dayton	King	Rodgers
Boyle	Douglas	Leaird	Rogells
Branch	Floyd	Lewis	Shands
Bronson	Franklin	Lindler	Sturgis
Carlton	Fraser	McArthur	Tapper
Clarke	Gautier (28th)	Melvin	
Collins	Gautier (13th)	Morrow	

Nays—None.

So Senate Bill No. 586 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Franklin—

S. B. No. 587—A bill to be entitled An Act providing that in all elections in the City of Fort Myers, Florida, where not more than two (2) candidates are nominated for any elective office that no primary election shall be held and the candidates nominated shall be placed upon general election ballot; and further providing that where not more than one (1) candidate for any elective office in said city is nominated that no primary election and no general election shall be held and the candidate thus nominated shall be declared elected by the City Council; and providing that this Act is amendatory of the existing charter of the City of Fort Myers, Florida, and repeals all laws or parts of laws in conflict herewith.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 587 when it was introduced in the Senate, and evidence that such Notice has been published was established by the

Senate as required by Section 21, Article III of the Constitution of the State of Florida.

Senator Franklin moved that the rules be waived and Senate Bill No. 587 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 587 was read the second time by title only.

Senator Franklin moved that the rules be further waived and Senate Bill No. 587 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 587 was read the third time in full.

Upon the passage of Senate Bill No. 587 the roll was called and the vote was:

Yeas—38.

Mr. President	Connor	Hodges	Pearce
Baker	Crary	Houghton	Pope
Beall	Davis	Johnson	Ripley
Black	Dayton	King	Rodgers
Boyle	Douglas	Leaird	Rogells
Branch	Floyd	Lewis	Shands
Bronson	Franklin	Lindler	Sturgis
Carlton	Fraser	McArthur	Tapper
Clarke	Gautier (28th)	Melvin	
Collins	Gautier (13th)	Morrow	

Nays—None.

So Senate Bill No. 587 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Franklin—

S. B. No. 588—A bill to be entitled An Act providing that the City Council of the City of Fort Myers, Florida, may authorize the mayor to appoint a municipal judge pro tem to perform the duties of the office of municipal judge during absence, disability or disqualification of said judge; and the compensation and term of appointment of such judge pro tem to be prescribed by the council; providing that this Act amends and supplements the existing charter of the City of Fort Myers, Florida; providing that any conflict in laws are repealed.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 588 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate as required by Section 21, Article III of the Constitution of the State of Florida.

Senator Franklin moved that the rules be waived and Senate Bill No. 588 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 588 was read the second time by title only.

Senator Franklin moved that the rules be further waived and Senate Bill No. 588 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 588 was read the third time in full.

Upon the passage of Senate Bill No. 588 the roll was called and the vote was:

Yeas—38.

Mr. President	Connor	Hodges	Pearce
Baker	Crary	Houghton	Pope
Beall	Davis	Johnson	Ripley
Black	Dayton	King	Rodgers
Boyle	Douglas	Leaird	Rogells
Branch	Floyd	Lewis	Shands
Bronson	Franklin	Lindler	Sturgis
Carlton	Fraser	McArthur	Tapper
Clarke	Gautier (28th)	Melvin	
Collins	Gautier (13th)	Morrow	



Nays—None.

So Senate Bill No. 588 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Franklin—

S. B. No. 589—A bill to be entitled An Act authorizing the City Council of the City of Fort Myers, Florida, to hire out to any municipality, county, or the State Road Department, all city prisoners sentenced to hard labor; and prescribing the work, terms and conditions upon which such prisoners may be worked and hired out; that this Act amends and supplements the existing Charter of the City of Fort Myers, Florida.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 589 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate as required by Section 21, Article III of the Constitution of the State of Florida.

Senator Franklin moved that the rules be waived and Senate Bill No. 589 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 589 was read the second time by title only.

Senator Franklin moved that the rules be further waived and Senate Bill No. 589 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 589 was read the third time in full.

Upon the passage of Senate Bill No. 589 the roll was called and the vote was:

Yeas—38.

Mr. President	Connor	Hodges	Pearce
Baker	Crary	Houghton	Pope
Beall	Davis	Johnson	Ripley
Black	Dayton	King	Rodgers
Boyle	Douglas	Leaird	Rogells
Branch	Floyd	Lewis	Shands
Bronson	Franklin	Lindler	Sturgis
Carlton	Fraser	McArthur	Tapper
Clarke	Gautier (28th)	Melvin	
Collins	Gautier (13th)	Morrow	

Nays—None.

So Senate Bill No. 589 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Franklin—

S. B. No. 590—A bill to be entitled An Act providing that no purchase of materials, supplies, or equipment by the City of Fort Myers, Florida, exceeding one thousand (\$1,000.00) dollars in value, shall be made until after advertisement for sealed bids, except when there is an immediate need of materials, supplies or equipment, the City Council may waive advertising and authorize purchases not exceeding two thousand (\$2,000.00) dollars without advertising and providing that this Act is amendatory of the existing charter of the City of Fort Myers, Florida, and repeals all laws or parts of laws in conflict herewith.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 590 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate as required by Section 21, Article III of the Constitution of the State of Florida.

Senator Franklin moved that the rules be waived and Senate Bill No. 590 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 590 was read the second time by title only.

Senator Franklin moved that the rules be further waived and Senate Bill No. 590 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 590 was read the third time in full.

Upon the passage of Senate Bill No. 590 the roll was called and the vote was:

Yeas—38.

Mr. President	Connor	Hodges	Pearce
Baker	Crary	Houghton	Pope
Beall	Davis	Johnson	Ripley
Black	Dayton	King	Rodgers
Boyle	Douglas	Leaird	Rogells
Branch	Floyd	Lewis	Shands
Bronson	Franklin	Lindler	Sturgis
Carlton	Fraser	McArthur	Tapper
Clarke	Gautier (28th)	Melvin	
Collins	Gautier (13th)	Morrow	

Nays—None.

So Senate Bill No. 590 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Franklin—

S. B. No. 591—A bill to be entitled An Act authorizing the City of Fort Myers, Florida to issue Certificates of Indebtedness not to exceed \$500,000.00 to pay for construction of auditorium, police station, jail, baseball facilities, park buildings, playground facilities and any other municipal buildings, or enlargements or additions to existing buildings, including sites for same; and authorizing said city to execute all instruments and do all things necessary to carry out the purposes of this Act; authorizing said city to undertake the purposes hereof in cooperation with other governmental agencies, including agreements for maintenance, repair, use, management and operation of any of the buildings or facilities authorized herein; authorizing budgeting and disbursing of necessary funds for the purposes authorized herein; ratifying, validating and confirming all acts, things, proceedings, contracts or agreement which the said city may have heretofore taken or done to accomplish the purposes herein authorized; providing for the payment of said certificates of indebtedness from receipts of utility franchises, parking meters, receipts from operation of any of such buildings or facilities and any other special revenues; providing the remedies to holders of such certificates; providing the form and term of such certificates; and otherwise providing for the carrying out of such a program of financing by said city for said projects and purposes.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 591 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate, as required by Section 21, Article III of the Constitution of the State of Florida.

Senator Franklin moved that the rules be waived and Senate Bill No. 591 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 591 was read the second time by title only.

Senator Franklin moved that the rules be further waived and Senate Bill No. 591 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 591 was read the third time in full.

Upon the passage of Senate Bill No. 591 the roll was called and the vote was:

Yeas—38.



Mr. President	Connor	Hodges	Pearce
Baker	Crary	Houghton	Pope
Beall	Davis	Johnson	Ripley
Black	Dayton	King	Rodgers
Boyle	Douglas	Leaird	Rogells
Branch	Floyd	Lewis	Shands
Bronson	Franklin	Lindler	Sturgis
Carlton	Fraser	McArthur	Tapper
Clarke	Gautier (28th)	Melvin	
Collins	Gautier (13th)	Morrow	

Nays—None.

So Senate Bill No. 591 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senators Crary and King—

S. B. No. 592—A bill to be entitled An Act amending Sections 28.18 and 28.24, Subsections (1), (2), and (5) of Section 28.241, and Sections 59.23 and 293.15, and repealing Subsection (7) of Section 28.241, Sections 59.24, 59.25, and 695.23, and Subsections (2) and (3) of Section 696.05, Florida Statutes, relating to duties of clerks of circuit courts and fees allowed for performance thereof.

Which was read the first time by title only and referred to the Committee on Judiciary "A".

By Senators Carlton and King—

S. B. No. 593—A bill to be entitled An Act to amend Section 45.19, Florida Statutes, relating to the abatement of actions at law or suits in equity for failure to prosecute such actions or suits.

Which was read the first time by title only and referred to the Committee on Judiciary "B".

By Senator Black—

S. B. No. 594—A bill to be entitled An Act appropriating funds for the establishment and operation of a livestock diagnostic laboratory under the State Veterinarian.

Which was read the first time by title only and referred to the Committee on Livestock and the Committee on Appropriations, in the order named.

By Senator Ripley—

S. B. No. 595—A bill to be entitled An Act to provide for and permit in all counties of the State of Florida having a population according to the last preceding Federal census of more than 300,000, the permissive closing of banks, trust companies, and other banking organizations, on Saturdays or Wednesdays; providing that as to all banking transactions, Saturday or Wednesday shall be a legal holiday as to the banks closing on such day under this law; amending Section 1, Chapter 27089 Laws of Florida, Acts of 1951; and providing that banks, trust companies, and other banking organizations in such counties shall close on certain holidays; providing that banks, trust companies, and other banking organizations in such counties may remain open on other holidays and that such days shall be regarded as business days as to the banks open on such holidays; and to repeal all laws in conflict herewith.

Which was read the first time by title only.

Senator Ripley moved that the rules be waived and Senate Bill No. 595 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 595 was read the second time by title only.

Senator Ripley moved that the rules be further waived and Senate Bill No. 595 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 595 was read the third time in full.

Upon the passage of Senate Bill No. 595 the roll was called and the vote was:

Yeas—38.

Mr. President	Connor	Hodges	Pearce
Baker	Crary	Houghton	Pope
Beall	Davis	Johnson	Ripley
Black	Dayton	King	Rodgers
Boyle	Douglas	Leaird	Rogells
Branch	Floyd	Lewis	Shands
Bronson	Franklin	Lindler	Sturgis
Carlton	Fraser	McArthur	Tapper
Clarke	Gautier (28th)	Melvin	
Collins	Gautier (13th)	Morrow	

Nays—None.

So Senate Bill No. 595 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Melvin—

S. B. No. 596—A bill to be entitled An Act changing the name of the Newman C. Brackin Wayside Park in Okaloosa County to "The Playground Park".

Which was read the first time by title only.

Senator Melvin moved that the rules be waived and Senate Bill No. 596 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 596 was read the second time by title only.

Senator Melvin moved that the rules be further waived and Senate Bill No. 596 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 596 was read the third time in full.

Upon the passage of Senate Bill No. 596 the roll was called and the vote was:

Yeas—38.

Mr. President	Connor	Hodges	Pearce
Baker	Crary	Houghton	Pope
Beall	Davis	Johnson	Ripley
Black	Dayton	King	Rodgers
Boyle	Douglas	Leaird	Rogells
Branch	Floyd	Lewis	Shands
Bronson	Franklin	Lindler	Sturgis
Carlton	Fraser	McArthur	Tapper
Clarke	Gautier (28th)	Melvin	
Collins	Gautier (13th)	Morrow	

Nays—None.

So Senate Bill No. 596 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senators Douglas and Connor—(By Request)—

S. B. No. 597—A bill to be entitled An Act relating to pharmacy and revising Chapter 465, Florida Statutes, 1951, so as to create and establish a Florida Board of Pharmacy; to provide for the appointment, meetings, duties, and compensation of the members of the Board; to prescribe the standards of admission to the practice of pharmacy and require the registration of pharmacists and retail drug establishments; to allow for the registration of pharmacists from other states on a reciprocating basis; to provide for the inspection and regulation of the practices of pharmacists and the activities of retail drug establishments; to define the term retail drug establishment; to provide for the collection of examination and registration fees and for the appropriation of funds to carry out the purposes of the Act; to define certain violations and prescribe penalties therefor; to provide a method of appeal from decisions of the Board; and to provide that this Act be known as the "Florida Pharmacy Act."

Which was read the first time by title only and referred to the Committee on Public Health.

Senator Tapper asked unanimous consent of the Senate to take up and consider House Bill No. 813, out of its order.

Which was agreed to.

H. B. No. 813—A bill to be entitled An Act amending Section 12 of Chapter 24793, Special Laws of Florida, Acts of 1947, creating a pension fund for the Police Department of the City of Panama City, Florida, in relation to age of retirement, years of service and retirement pay.

Was taken up.

Senator Tapper moved that the rules be waived and House Bill No. 813 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 813 was read the second time by title only.

Senator Tapper moved that the rules be further waived and House Bill No. 813 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 813 was read the third time in full.

Upon the passage of House Bill No. 813 the roll was called and the vote was:

Yeas—38.

Mr. President	Connor	Hodges	Pearce
Baker	Crary	Houghton	Pope
Beall	Davis	Johnson	Ripley
Black	Dayton	King	Rodgers
Boyle	Douglas	Leaird	Rogells
Branch	Floyd	Lewis	Shands
Bronson	Franklin	Lindler	Sturgis
Carlton	Fraser	McArthur	Tapper
Clarke	Gautier (28th)	Melvin	
Collins	Gautier (13th)	Morrow	

Nays—None.

So House Bill No. 813 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senator Connor moved that House Bill No. 633 be recalled from the Committee on Game and Fisheries.

Which was agreed to by a two-thirds vote and it was so ordered.

Senator Connor asked unanimous consent of the Senate to take up and consider House Bill No. 633, out of its order.

Which was agreed to.

H. B. No. 633—A bill to be entitled An Act relating to the taking of salt water fish in Citrus County, Florida, prohibiting the taking of salt water fish in certain waters except by rod and reel, hook and line; repealing conflicting laws; providing effective date.

Was taken up.

Senator Connor moved that the rules be waived and House Bill No. 633 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 633 was read the second time by title only.

Senator Connor offered the following amendment to House Bill No. 633:

In Section 1, line 13 (typewritten bill) strike out the words:

"point known as the timber line at Bryants camp."

and insert in lieu thereof the following:

"point known as Hunt's Tram road."

Senator Connor moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Connor moved that the rules be further waived and House Bill No. 633, as amended, be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 633, as amended, was read the third time in full.

Upon the passage of House Bill No. 633, as amended, the roll was called and the vote was:

Yeas—38.

Mr. President	Connor	Hodges	Pearce
Baker	Crary	Houghton	Pope
Beall	Davis	Johnson	Ripley
Black	Dayton	King	Rodgers
Boyle	Douglas	Leaird	Rogells
Branch	Floyd	Lewis	Shands
Bronson	Franklin	Lindler	Sturgis
Carlton	Fraser	McArthur	Tapper
Clarke	Gautier (28th)	Melvin	
Collins	Gautier (13th)	Morrow	

Nays—None.

So House Bill No. 633 passed, as amended, and the action of the Senate was ordered certified to the House of Representatives.

Senator Connor moved that House Bill No. 444 be recalled from the Committee on Game and Fisheries.

Which was agreed to by a two-thirds vote and it was so ordered.

Senator Connor asked unanimous consent of the Senate to take up and consider House Bill No. 444, out of its order.

Which was agreed to.

H. B. No. 444—A bill to be entitled An Act defining air boats as any water borne conveyance propelled through or over water by means of a mechanically driven propeller operating in the air instead of the water; prohibiting the operation of air boats as defined in certain fresh and salt waters of Hernando County and providing penalty.

Was taken up.

Senator Connor moved that the rules be waived and House Bill No. 444 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 444 was read the second time by title only.

Senator Connor offered the following amendment to House Bill No. 444:

In Section 2, lines 2 and 3 (typewritten bill) strike out the words:

"on salt water rivers, creeks or inland waterways of Hernando County"

and insert in lieu thereof the following:

"on Weekiwachee River, Mud River, Minnow Creek of Hernando County"

Senator Connor moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Connor also offered the following amendment to House Bill No. 444:

In (typewritten bill) strike out all of Section 4, and insert in lieu thereof the following:

Section 4. This Act shall not become effective until ratified by a majority of the qualified electors of Hernando County voting in any county election, special or general. The county commissioners shall have power to call for a vote on this Act at any time any special election has been called or at the next general election. Should a majority of the qualified electors participating in such election vote (yes) and favorably to this Act, then this Act shall become effective im-

mediately; should the majority of the qualified electors participating in said election vote (no) and unfavorably to this Act then this Act shall be void.

Senator Connor moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Connor moved that the rules be further waived and House Bill No. 444, as amended, be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 444, as amended, was read the third time in full.

Upon the passage of House Bill No. 444, as amended, the roll was called and the vote was:

Yeas—38.

Mr. President	Connor	Hodges	Pearce
Baker	Crary	Houghton	Pope
Beall	Davis	Johnson	Ripley
Black	Dayton	King	Rodgers
Boyle	Douglas	Leaird	Rogells
Branch	Floyd	Lewis	Shands
Bronson	Franklin	Lindler	Sturgis
Carlton	Fraser	McArthur	Tapper
Clarke	Gautier (28th)	Melvin	
Collins	Gautier (13th)	Morrow	

Nays—None.

So House Bill No. 444 passed, as amended, and the action of the Senate was ordered certified to the House of Representatives.

Senator Leaird moved that Senate Bill No. 190 be recalled from the Committee on Education.

Which was agreed to by a two-thirds vote and it was so ordered.

By unanimous consent Senator Leaird withdrew Senate Bill No. 190.

#### MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The following Message from the House of Representatives was read:

Tallahassee, Florida,

May 1, 1953

*Hon. Charley E. Johns,*  
*President of the Senate.*  
*Sir:*

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed, with amendments:

By Senator Boyle—

S. B. No. 416—A bill to be entitled An Act regulating the sale of alcoholic beverages in Seminole County, Florida; prescribing certain hours when alcoholic beverages may not be sold; defining certain times as set forth herein; and providing a penalty for violations hereof.

Proof of Publication Attached.

Which amendments read as follows:

Amendment No. 1—

In Section 2, of the bill, strike out the words:

any person, or persons violating the provisions of this Act shall be upon conviction of such violation, subject to a fine of one thousand dollars (\$1,000.00) or a term of one (1) year imprisonment or both such fine and imprisonment.

and insert the following in lieu thereof: any person, or persons violating the provisions of this Act shall be upon conviction of such violation punished by a fine not exceeding one thousand dollars (\$1,000.00) or by imprisonment not exceeding one (1) year or both such fine and imprisonment.

Amendment No. 2—

Strike out Section 4 of the bill and insert the following in lieu thereof:

Section 4. This Act shall take effect on the first day of June, A. D. 1953.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,

LAMAR BLEDSOE,  
Chief Clerk, House of Representatives.

And Senate Bill No. 416, contained in the above message, was read by title, together with House amendments thereto.

Senator Boyle moved that the Senate concur in House amendment No. 1 to Senate Bill No. 416.

Which was agreed to and the Senate concurred in House amendment No. 1 to Senate Bill No. 416.

Senator Boyle moved that the Senate concur in House amendment No. 2 to Senate Bill No. 416.

Which was agreed to and the Senate concurred in House amendment No. 2 to Senate Bill No. 416.

And Senate Bill No. 416, as amended, was referred to the Secretary of the Senate as Ex Officio Engrossing Clerk, for engrossing and the action of the Senate was ordered certified to the House of Representatives.

The following Message from the House of Representatives was read:

Tallahassee, Florida,

May 1, 1953.

*Hon. Charley E. Johns,*  
*President of the Senate.*  
*Sir:*

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

By Senator Shands—

S. B. No. 28—A bill to be entitled An Act relating to the tax on chain stores; amending Subsection (6) of Section 204.01, Florida Statutes, by exempting ice plants or ice dealers engaged principally in the sale of ice from the payment of the license tax upon chain stores.

Also—

By the Committee on Appropriations—

S. B. No. 167—A bill to be entitled An Act making a deficiency appropriation to the Board of Control for regional education.

Also—

By Senator Sturgis—

S. B. No. 177—A bill to be entitled An Act to amend Section 924.17, Florida Statutes, relating to criminal appeals and to costs when the appellant is insolvent; and prescribing the effective date hereof.

Respectfully,

LAMAR BLEDSOE,  
Chief Clerk, House of Representatives.

And Senate Bills Nos. 28, 167 and 177, contained in the above message, were referred to the Secretary of the Senate as Ex Officio Enrolling Clerk, for enrolling.

The following Message from the House of Representatives was read:

Tallahassee, Florida,

May 4, 1953.

*Hon. Charley E. Johns,*  
*President of the Senate.*  
*Sir:*

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

By Senator Shands—

S. B. No. 165—A bill to be entitled An Act to authorize the City of Gainesville to issue obligations payable from the proceeds of cigarette taxes or taxes levied by said city on the purchase of electricity, metered or bottled gas (natural, liquified petroleum gas, or manufactured), telephone service and water service, or both, and to pledge the proceeds of such taxes to the payment of principal of and interest on such obligations; granting said city certain powers with respect to the levy and collection of cigarette taxes; validating, agreeing to and authorizing the continuation of cigarette taxes presently being levied by or allocated to said city until the payment of such obligations; providing for the sale of such obligations and the uses which may be made of the proceeds thereof; providing for the security of such obligations, and making other provisions with respect to the foregoing.

Proof of Publication Attached.

Also—

By Senator Shands—

S. B. No. 166—A bill to be entitled An Act to amend Subsection (aa) of Section 7 of Chapter 12760, Laws of Florida, 1927, entitled: "An Act to abolish the present Municipal Government of the City of Gainesville, in the County of Alachua, in the State of Florida, and to create, establish and organize a municipality to be known and designated as the City of Gainesville, and to define its territorial boundaries and to provide for its Government, jurisdiction, powers, franchises and privileges," relating to the fixing, levy and collection of license taxes by said city.

Proof of Publication Attached.

Also—

By Senator Bronson—

S. B. No. 509—A bill to be entitled An Act to authorize the Board of Public Instruction of Osceola County, Florida, at any time within the next four years, to pave or have paved and to pay for paving that has already been done at the request of said Board of any street or road which abutts, is adjacent to, or leads to and from an existing paved street or road to any school property in Osceola County, Florida, with any funds which are available for such purposes, and repealing all laws or parts of laws in conflict herewith.

Proof of Publication Attached.

Respectfully,

LAMAR BLEDSOE,  
Chief Clerk, House of Representatives.

And Senate Bills Nos. 165, 166 and 509, contained in the above message, were referred to the Secretary of the Senate as Ex Officio Enrolling Clerk, for enrolling.

The following Message from the House of Representatives was read:

Tallahassee, Florida,

May 1, 1953.

Hon. Charley E. Johns,  
President of the Senate.  
Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

By Messrs. Moody, Johnson and Gibbons of Hillsborough—

H. B. No. 822—A bill to be entitled An Act regulating the installation, maintenance and operation of mechanical loudspeakers in Hillsborough County, Florida.

Proof of Publication Attached.

Also—

By Messrs. Morgan, Mahon and Westberry, of Duval—

H. B. No. 848—A bill to be entitled An Act authorizing Duval County Florida to construct or acquire a courthouse or jail or both or additions and improvements to any existing courthouse or jail; to acquire suitable sites therefor, and to provide for equipping and furnishing of such courthouse or jail; providing for the levy of a special tax not to exceed one and one-half mills per annum for not more than fifteen consecutive years to pay for the cost thereof; authorizing the issuance of certificates of indebtedness in anticipation of the levy and collection of said special taxes; providing for the terms and conditions of said certificates of indebtedness and the rights of the holders thereof; authorizing the transfer and appropriation of certain monies now held by Duval County for courthouse purposes to a special fund to be used towards the construction or acquisition of a courthouse or jail or both providing that any levies made under this Act shall be in lieu of those authorized under any other special laws authorizing Duval County to construct or acquire a courthouse or jail; confirming and ratifying any expenditures heretofore made by the Board of County Commissioners of Duval County incurred in the expense of selecting suitable courthouse site and providing for the creation of a special fund and the authority to make disbursements therefrom and providing when this Act shall take effect.

Proof of Publication Attached.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,

LAMAR BLEDSOE,  
Chief Clerk, House of Representatives.

Proof of publication of Notice was attached to House Bill No. 822 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate, as required by Section 21, Article III of the Constitution of the State of Florida.

And House Bill No. 822, contained in the above message, was read the first time by title only and placed on the Calendar of Local Bills on Second Reading.

Proof of publication of Notice was attached to House Bill No. 848 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate, as required by Section 21, Article III of the Constitution of the State of Florida.

And House Bill No. 848, contained in the above message, was read the first time by title only and placed on the Calendar of Local Bills on Second Reading.

The following Message from the House of Representatives was read:

Tallahassee, Florida,

May 1, 1953

Hon. Charley E. Johns,  
President of the Senate.  
Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

By Messrs. Surles, Murray and Crowder of Polk—

H. B. No. 849—A bill to be entitled An Act levying an additional occupational license tax in Polk County, Florida upon fortune tellers, clairvoyants, palmists, astrologers, phrenologists, and persons engaged in similar occupations; to require that each applicant engaged in such occupations or any occupation of a similar nature shall be finger-printed before such license, and the license provided for under Section 205.41, Florida Statutes, be issued by the tax collector; requiring such collector to forward such fingerprints to the Federal Bureau of Investigation; requiring the tax collector issuing such license to obtain certain statements from said Federal Bureau of Investigation as to any such applicant and empowering the tax collector to make investigations of applicants in certain circumstances.

Proof of Publication Attached.

Also—

By Messrs. Moody, Johnson and Gibbons of Hillsborough—

H. B. No. 852—A bill to be entitled An Act declaring the location, planting and maintaining of trees, shrubbery or other objects upon parkways or upon private property adjacent to highway intersections outside the limits of any municipality in Hillsborough County, which obstruct the vision of drivers of motor vehicles passing over and across such intersections, to constitute a nuisance; prescribing the method and means for abatement of such nuisance, and providing when this Act shall take effect.

Proof of Publication Attached.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,

LAMAR BLEDSOE,  
Chief Clerk, House of Representatives.

Proof of publication of Notice was attached to House Bill No. 849 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate, as required by Section 21, Article III of the Constitution of the State of Florida.

And House Bill No. 849, contained in the above message, was read the first time by title only.

Senator King moved that the rules be waived and House Bill No. 849 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 849 was read the second time by title only.

Senator King moved that the rules be further waived and House Bill No. 849 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 849 was read the third time in full.

Upon the passage of House Bill No. 849 the roll was called and the vote was:

Yeas—38.

Mr. President	Connor	Hodges	Pearce
Baker	Crary	Houghton	Pope
Beall	Davis	Johnson	Ripley
Black	Dayton	King	Rodgers
Boyle	Douglas	Leaird	Rogells
Branch	Floyd	Lewis	Shands
Bronson	Franklin	Lindler	Sturgis
Carlton	Fraser	McArthur	Tapper
Clarke	Gautier (28th)	Melvin	
Collins	Gautier (13th)	Morrow	

Nays—None.

So House Bill No. 849 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Proof of publication of Notice was attached to House Bill No. 852 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate, as required by Section 21, Article III of the Constitution of the State of Florida.

And House Bill No. 852, contained in the above message, was read the first time by title only and placed on the Calendar of Local Bills on Second Reading.

The following Message from the House of Representatives was read:

Tallahassee, Florida,  
May 1, 1953.

Hon. Charley E. Johns,  
President of the Senate.  
Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has reconsidered the vote by which it passed H. B. No. 94, as amended by the House and Senate, and has further amended and passed—

By Messrs. David and Burwell of Broward—

H. B. No. 94—A bill to be entitled An Act to create and incorporate the Town of Hollywood Ridge Farms, establishing the territorial limits thereof; and defining the powers of the town, and the town council, and providing for the election of the town council; establishing a municipal court, providing for the qualification and registration of the electors; ordinances, meetings of the town council, revenue and taxation, bond, and amendment of charter.

Proof of Publication Attached.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,

LAMAR BLEDSOE,  
Chief Clerk, House of Representatives.

Proof of publication of Notice was attached to House Bill No. 94 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate, as required by Section 21, Article III of the Constitution of the State of Florida.

And House Bill No. 94, contained in the above message, was read the first time by title only and placed on the Calendar of Local Bills on Second Reading.

The following Message from the House of Representatives was read:

Tallahassee, Florida,  
May 4, 1953.

Hon. Charley E. Johns,  
President of the Senate.  
Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

By Mr. Papy of Monroe—

H. B. No. 725—A bill to be entitled An Act fixing the salary of the chief counsellor of the Juvenile Court for Monroe County, Florida, and providing the fund out of which said salary shall be paid.

Proof of Publication Attached.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,

LAMAR BLEDSOE,  
Chief Clerk, House of Representatives.

Proof of publication of Notice was attached to House Bill No. 725 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate, as required by Section 21, Article III of the Constitution of the State of Florida.

And House Bill No. 725, contained in the above message, was read the first time by title only.

Senator Franklin moved that the rules be waived and House Bill No. 725 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 725 was read the second time by title only.

Senator Franklin moved that the rules be further waived and House Bill No. 725 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 725 was read the third time in full.

Upon the passage of House Bill No. 725 the roll was called and the vote was:

Yeas—38.

Mr. President	Connor	Hodges	Pearce
Baker	Crary	Houghton	Pope
Beall	Davis	Johnson	Ripley
Black	Dayton	King	Rodgers
Boyle	Douglas	Leaird	Rogells
Branch	Floyd	Lewis	Shands
Bronson	Franklin	Lindler	Sturgis
Carlton	Fraser	McArthur	Tapper
Clarke	Gautier (28th)	Melvin	
Collins	Gautier (13th)	Morrow	

Nays—None.

So House Bill No. 725 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

The following Message from the House of Representatives was read:

Tallahassee, Florida,  
May 4, 1953.

*Hon. Charley E. Johns,  
President of the Senate.  
Sir:*

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

By Mr. Papy of Monroe—

H. B. No. 868—A bill to be entitled An Act to amend Section 1 of Article III of Chapter D of Chapter 23374, Laws of Florida, Acts of the Legislature year 1945, being the charter of the City of Key West, Florida, by eliminating the provision making the city manager a member of the equalizing board of said city; repealing all laws and parts of laws, whether general or special, particularly Chapter 23374, Laws of Florida, Acts of the Legislature year 1945, as amended, in conflict with this Act to the extent of such conflict; and providing for this Act to take effect upon its becoming a law.

Proof of Publication Attached.

Also—

By Messrs. Boyd and Duncan of Lake—

H. B. No. 876—A bill to be entitled An Act to amend Section 17 of Chapter 9820, Laws of Florida, Special Acts of 1923, so as to provide that the City Commission of the City of Leesburg, Florida, may by ordinance provide for the compensation of members of said commission, not to exceed fifty dollars (\$50.00), per member for each month.

Proof of Publication Attached.

Also—

By Mr. Conner of Bradford—

H. B. No. 882—A bill to be entitled An Act relating to the Bradford County Hospital Corporation; amending Sections 4, 7 and 8 of Chapter 27413, Laws of Florida, Special Acts of 1951, being, the charter; providing the compensation of the trustees; providing the procedure, method, and manner of financing the hospital, its construction and operation; setting effective date.

Proof of Publication Attached.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,

LAMAR BLEDSOE,  
Chief Clerk, House of Representatives.

Proof of publication of Notice was attached to House Bill No. 868 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate as required by Section 21, Article III of the Constitution of the State of Florida.

And House Bill No. 868, contained in the above message, was read the first time by title only.

Senator Franklin moved that the rules be waived and House Bill No. 868 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 868 was read the second time by title only.

Senator Franklin moved that the rules be further waived and House Bill No. 868 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 868 was read the third time in full.

Upon the passage of House Bill No. 868 the roll was called and the vote was:

Yeas—38.

Mr. President	Connor	Hodges	Pearce
Baker	Crary	Houghton	Pope
Beall	Davis	Johnson	Ripley
Black	Dayton	King	Rodgers
Boyle	Douglas	Leaird	Rogells
Branch	Floyd	Lewis	Shands
Bronson	Franklin	Lindler	Sturgis
Carlton	Fraser	McArthur	Tapper
Clarke	Gautier (28th)	Melvin	
Collins	Gautier (13th)	Morrow	

Nays—None.

So House Bill No. 868 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Proof of publication of Notice was attached to House Bill No. 876 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate as required by Section 21, Article III of the Constitution of the State of Florida.

And House Bill No. 876, contained in the above message, was read the first time by title only.

Senator Baker moved that the rules be waived and House Bill No. 876 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 876 was read the second time by title only.

Senator Baker moved that the rules be further waived and House Bill No. 876 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 876 was read the third time in full.

Upon the passage of House Bill No. 876 the roll was called and the vote was:

Yeas—38.

Mr. President	Connor	Hodges	Pearce
Baker	Crary	Houghton	Pope
Beall	Davis	Johnson	Ripley
Black	Dayton	King	Rodgers
Boyle	Douglas	Leaird	Rogells
Branch	Floyd	Lewis	Shands
Bronson	Franklin	Lindler	Sturgis
Carlton	Fraser	McArthur	Tapper
Clarke	Gautier (28th)	Melvin	
Collins	Gautier (13th)	Morrow	

Nays—None.

So House Bill No. 876 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Proof of publication of Notice was attached to House Bill No. 882 when it was introduced in the Senate, and evidence that such Notice has been published was established by the

Senate, as required by Section 21, Article III of the Constitution of the State of Florida.

And House Bill No. 882, contained in the above message, was read the first time by title only and placed on the Calendar of Local Bills on Second Reading.

The following Message from the House of Representatives was read:

Tallahassee, Florida,  
May 4, 1953

*Hon. Charley E. Johns,  
President of the Senate.  
Sir:*

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

By Mr. Jones of Collier—

H. B. No. 861—A bill to be entitled An Act to authorize and empower the Board of Public Instruction of Collier County, Florida, to execute and deliver promissory notes or other evidences of indebtedness, payable at a future date, in an aggregate amount of not more than seventy five thousand dollars for the purpose of school construction within Collier County, Florida, in addition to all other such sums as are already allowed by law; to provide for the payment of interest on such notes: to provide an effective date for this Act: to provide for a cessation of this Act. Repealing all laws in conflict herewith.

Proof of Publication Attached.

Also—

By Mr. Bedenbaugh of Columbia—

H. B. No. 862—A bill to be entitled An Act to repeal Chapter 27663, Special Acts of 1951, relating to the creation of a firemen's relief and pension fund; the creation of a pension board; designating powers of the board; provision for contributions, receipt, deposit, appropriation, investment and disposition of funds and prescribing who shall be eligible for pensions in and for the City of Lake City, Florida.

Proof of Publication Attached.

Also—

By Messrs. Westberry and Morgan of Duval—

H. B. No. 864—A bill to be entitled An Act fixing the weekly working hours of members of the Police Department of the City of Jacksonville.

Proof of Publication Attached.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,

LAMAR BLEDSOE,  
Chief Clerk, House of Representatives.

Proof of publication of Notice was attached to House Bill No. 861 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate, as required by Section 21, Article III of the Constitution of the State of Florida.

And House Bill No. 861, contained in the above message, was read the first time by title only.

Senator Franklin moved that the rules be waived and House Bill No. 861 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 861 was read the second time by title only.

Senator Franklin moved that the rules be further waived and House Bill No. 861 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 861 was read the third time in full.

Upon the passage of House Bill No. 861 the roll was called and the vote was:

Yeas—38.

Mr. President	Connor	Hodges	Pearce
Baker	Crary	Houghton	Pope
Beall	Davis	Johnson	Ripley
Black	Dayton	King	Rodgers
Boyle	Douglas	Leaird	Rogells
Branch	Floyd	Lewis	Shands
Bronson	Franklin	Lindler	Sturgis
Carlton	Fraser	McArthur	Tapper
Clarke	Gautier (28th)	Melvin	
Collins	Gautier (13th)	Morrow	

Nays—None.

So House Bill No. 861 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Proof of publication of Notice was attached to House Bill No. 862 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate, as required by Section 21, Article III of the Constitution of the State of Florida.

And House Bill No. 862, contained in the above message, was read the first time by title only.

Senator Lindler moved that the rules be waived and House Bill No. 862 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 862 was read the second time by title only.

Senator Lindler moved that the rules be further waived and House Bill No. 862 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 862 was read the third time in full.

Upon the passage of House Bill No. 862 the roll was called and the vote was:

Yeas—38.

Mr. President	Connor	Hodges	Pearce
Baker	Crary	Houghton	Pope
Beall	Davis	Johnson	Ripley
Black	Dayton	King	Rodgers
Boyle	Douglas	Leaird	Rogells
Branch	Floyd	Lewis	Shands
Bronson	Franklin	Lindler	Sturgis
Carlton	Fraser	McArthur	Tapper
Clarke	Gautier (28th)	Melvin	
Collins	Gautier (13th)	Morrow	

Nays—None.

So House Bill No. 862 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Proof of publication of Notice was attached to House Bill No. 864 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate, as required by Section 21, Article III of the Constitution of the State of Florida.

And House Bill No. 864, contained in the above message, was read the first time by title only and placed on the Calendar of Local Bills on Second Reading.

Senator Lewis moved that Senate Bill No. 438 be made a Special and Continuing Order of Business for consideration by the Senate commencing at 11:00 o'clock, A. M., Monday, May 11, 1953.



Which was agreed to by a two-thirds vote and it was so ordered.

Senator Rodgers moved that Senate Bill No. 43 be made a Special and Continuing Order of Business for consideration by the Senate commencing at 10:00 o'clock, A.M., Thursday, May 7, 1953.

Which was agreed to by a two-thirds vote and it was so ordered.

### MOTIONS TO RECONSIDER

The motion made by Senator Hodges on April 30, 1953, that the Senate reconsider the vote by which Committee Substitute for Senate Bill No. 108 failed to pass the Senate on April 29, 1953, having been carried over until Monday, May 4, 1953, by waiver of the rule on motion of Senator Pope, was taken up in its order.

Committee Substitute for Senate Bill No. 108:

A bill to be entitled An Act to amend Section 193.51, Florida Statutes 1951, relating to advertising and selling lands for unpaid taxes.

The President put the question: "Will the Senate reconsider the vote by which Committee Substitute for Senate Bill No. 108 failed to pass the Senate on April 29, 1953?"

Upon call of the roll on the question the vote was:

Yeas—25.

Mr. President	Carlton	Gautier (28th)	Pearce
Baker	Clarke	Hodges	Rodgers
Beall	Collins	Johnson	Shands
Black	Connor	King	Tapper
Boyle	Crary	Lindler	
Branch	Floyd	Melvin	
Bronson	Fraser	Morrow	

Nays—12.

Davis	Gautier (13th)	Lewis	Ripley
Dayton	Houghton	McArthur	Rogells
Franklin	Leaird	Pope	Sturgis

So the Senate reconsidered the vote by which Committee Substitute for Senate Bill No. 108 failed to pass the Senate on April 29, 1953.

Senator Sturgis moved that the rules be waived and Committee Substitute for Senate Bill No. 108 be placed back on the Calendar of Bills on Second Reading for the purpose of amendment.

A roll call was demanded.

Upon call of the roll on the motion made by Senator Sturgis the vote was:

Yeas—13.

Davis	Houghton	Pope	Sturgis
Dayton	Leaird	Ripley	
Franklin	Lewis	Rogells	
Gautier (13th)	McArthur	Shands	

Nays—25.

Mr. President	Carlton	Fraser	Morrow
Baker	Clarke	Gautier (28th)	Pearce
Beall	Collins	Hodges	Rodgers
Black	Connor	Johnson	Tapper
Boyle	Crary	King	
Branch	Douglas	Lindler	
Bronson	Floyd	Melvin	

So the motion failed of adoption.

The question recurred on the passage of Committee Substitute for Senate Bill No. 108.

Upon call of the roll on the passage of Committee Substitute for Senate Bill No. 108, the vote was:

Yeas—26.

Mr. President	Carlton	Fraser	Morrow
Baker	Clarke	Gautier (28th)	Pearce
Beall	Collins	Hodges	Rodgers
Black	Connor	Johnson	Shands
Boyle	Crary	King	Tapper
Branch	Douglas	Lindler	
Bronson	Floyd	Melvin	

Nays—12.

Davis	Gautier (13th)	Lewis	Ripley
Dayton	Houghton	McArthur	Rogells
Franklin	Leaird	Pope	Sturgis

So Committee Substitute for Senate Bill No. 108 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

The motion made by Senator Johns on May 1, 1953, that the Senate reconsider the vote by which Senate Bill No. 256 failed to pass the Senate on April 30, 1953, was taken up in its order.

S. B. No. 256—A bill to be entitled An Act amending Section 550.081, Florida Statutes, 1951; and allocating and providing the period of operation of horse race tracks and prohibiting future permits in this State where three horse race tracks are located within a radius of one hundred air miles of each other; providing and establishing annual racing seasons; allocating such racing seasons into three racing periods, each of which shall include one day of required racing from which the net profits shall be paid into a special State scholarship fund; and making findings and declaration of policy relative thereto.

The President put the question: "Will the Senate reconsider the vote by which Senate Bill No. 256 failed to pass the Senate on April 30, 1953?"

Upon call of the roll on the question the vote was:

Yeas—19.

Mr. President	Connor	Fraser	Melvin
Baker	Davis	Gautier (28th)	Rodgers
Black	Dayton	Hodges	Rogells
Boyle	Douglas	Johnson	Shands
Branch	Floyd	Lewis	

Nays—19.

Beall	Crary	Leaird	Pope
Bronson	Franklin	Lindler	Ripley
Carlton	Gautier (13th)	McArthur	Sturgis
Clarke	Houghton	Morrow	Tapper
Collins	King	Pearce	

So the Senate refused to reconsider the vote by which Senate Bill No. 256 failed to pass the Senate on April 30, 1953.

The motion made by Senator Tapper on May 1, 1953, that the Senate reconsider the vote by which Senate Bill No. 27, as amended, failed to pass the Senate on April 30, 1953, was taken up in its order.

S. B. No. 27—A bill to be entitled An Act to provide for assessment of goods, wares and merchandise for tax purposes on the basis of not to exceed one-half of the average inventory value for the previous year and to repeal Section 192.05, Florida Statutes.

The President put the question: "Will the Senate reconsider the vote by which Senate Bill No. 27, as amended, failed to pass the Senate on April 30, 1953?"

Upon call of the roll on the question the vote was:

Yeas—23.

Baker	Collins	Gautier (28th)	Melvin
Beall	Connor	Hodges	Morrow
Black	Crary	Johnson	Pearce
Boyle	Dayton	King	Rogells
Branch	Douglas	Leaird	Tapper
Bronson	Floyd	Lindler	

Nays—15.

Mr. President	Franklin	Lewis	Rodgers
Carlton	Fraser	McArthur	Shands
Clarke	Gautier (13th)	Pope	Sturgis
Davis	Houghton	Ripley	

So the Senate reconsidered the vote by which Senate Bill No. 27, as amended, failed to pass the Senate on April 30, 1953.

The question recurred on the passage of Senate Bill No. 27, as amended.

Upon call of the roll on the passage of Senate Bill No. 27, as amended, the vote was:

Yeas—20.

Baker	Connor	Gautier (28th)	Lindler
Beall	Crary	Hodges	Melvin
Black	Dayton	Johnson	Morrow
Boyle	Douglas	King	Pearce
Bronson	Floyd	Leaird	Rogells

Nays—18.

Mr. President	Davis	Lewis	Shands
Branch	Franklin	McArthur	Sturgis
Carlton	Fraser	Pope	Tapper
Clarke	Gautier (13th)	Ripley	
Collins	Houghton	Rodgers	

So Senate Bill No. 27 passed, as amended, and was referred to the Secretary of the Senate as Ex Officio Engrossing Clerk, for engrossing.

#### CONSIDERATION OF RESOLUTION ON SECOND READING

HOUSE CONCURRENT RESOLUTION NO. 596—A CONCURRENT RESOLUTION RESCINDING FLORIDA SENATE CONCURRENT RESOLUTION NUMBER 206 OF 1951 RELATING TO THE CALLING OF A CONSTITUTION CONVENTION FOR THE PURPOSE OF AMENDING THE CONSTITUTION OF THE UNITED STATES OF AMERICA RELATIVE TO TAXES ON INCOMES, INHERITANCES AND GIFTS.

BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE STATE OF FLORIDA IN SESSION ASSEMBLED, THE SENATE OF THE STATE OF FLORIDA CONCURRING:

That certain concurrent resolution identified as Senate Concurrent Resolution number 206 of the 1951 Legislature of Florida calling for a constitutional convention for the purpose of amending the Constitution of the United States of America relative to taxes on incomes, inheritances and gifts is hereby withdrawn, revoked and rescinded.

Was taken up in its order and read the second time in full.

The question was put on the adoption of the Concurrent Resolution.

Which was agreed to.

And House Concurrent Resolution No. 596 was adopted, and the action of the Senate was ordered certified to the House of Representatives.

#### CONSIDERATION OF BILLS AND JOINT RESOLUTIONS ON SECOND READING

S. B. No. 117—A bill to be entitled An Act relating to and providing for procedure in a default in the undertaking of injunction or ne exeat bonds; prescribing the action to be taken for the enforcement thereof; and limiting the liability of sureties under such bonds to the penalties therein specified.

Was taken up in its order.

Senator Ripley moved that the rules be waived and Senate Bill No. 117 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 117 was read the second time by title only.

Senator Ripley offered the following amendment to Senate Bill No. 117:

Strike Section 1, (typewritten bill) and insert therein the following:

Section 1. When there is a default in the undertaking of any bond posted to insure the payment of alimony or support

money, either temporary or permanent, for the wife, or child or children of the parties, the Court in which the order was issued may, without further notice from time to time, by order, where the amount involved is liquidated, require the penalty of such bond, or any part thereof as may be necessary to cure the then existing default, of the principal in such bond, under any order theretofore made in said cause.

Senator Ripley moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Ripley also offered the following amendment to Senate Bill No. 117:

In the title, line 2, (typewritten bill) strike out the words: "injunction or ne exeat."

Senator Ripley moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Ripley moved that the rules be further waived and Senate Bill No. 117, as amended, be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 117, as amended, was read the third time in full.

Upon the passage of Senate Bill No. 117, as amended, the roll was called and the vote was:

Yeas—33.

Mr. President	Connor	Johnson	Ripley
Baker	Crary	King	Rodgers
Black	Davis	Leaird	Rogells
Boyle	Dayton	Lewis	Shands
Branch	Douglas	Lindler	Sturgis
Bronson	Floyd	Melvin	Tapper
Carlton	Franklin	Morrow	
Clarke	Gautier (28th)	Pearce	
Collins	Houghton	Pope	

Nays—None.

So Senate Bill No. 117 passed, as amended, and was referred to the Secretary of the Senate as Ex Officio Engrossing Clerk, for engrossing.

Senate Bill No. 34 was taken up in its order and the consideration thereof was informally passed, the bill retaining its place on the Calendar of Bills on Second Reading.

S. B. No. 241—A bill to be entitled An Act amending Subsection (11) of Section 84.05, Florida Statutes, relating to Mechanics' Lien Law; provides for surety bond or alternative method of payment for performance under a contract for the protection of owner, laborer, lienor, subcontractor, materialman and contractor; and properly made payments.

Was taken up in its order.

Senator Sturgis moved that the rules be waived and Senate Bill No. 241 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 241 was read the second time by title only.

Senator Sturgis moved that the rules be further waived and Senate Bill No. 241 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 241 was read the third time in full.

Upon the passage of Senate Bill No. 241 the roll was called and the vote was:

Yeas—30.

Mr. President	Branch	Connor	Douglas
Baker	Bronson	Crary	Floyd
Black	Carlton	Davis	Franklin
Boyle	Clarke	Dayton	Gautier (28th)

Houghton	Melvin	Ripley	Sturgis
Johnson	Morrow	Rodgers	Tapper
King	Pearce	Rogells	
Lewis	Pope	Shands	

Nays—None.

So Senate Bill No. 241 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

S. B. No. 278—A bill to be entitled An Act relating to criminal contempt of court for failure to testify or produce documentary or other evidence before the Grand Jury, and providing a penalty therefor.

Was taken up in its order.

Senator Branch moved that the rules be waived and Senate Bill No. 278 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 278 was read the second time by title only.

Senator Branch offered the following amendment to Senate Bill No. 278:

After Section 1, add a section to be numbered Section 2, and to read as follows:

Section 2. No person shall be criminally prosecuted in relation to any document, or documents that he may produce, or any fact, or facts, about which he may testify to a Grand Jury when he is summonsed to appear before such Grand Jury, unless in writing he specifically waives immunity to prosecution.

And change Sections 2 and 3 to be numbered Sections 3 and 4 respectively.

Senator Branch moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Branch moved that the rules be further waived and Senate Bill No. 278, as amended, be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 278, as amended, was read the third time in full.

Upon the passage of Senate Bill No. 278, as amended, the roll was called and the vote was:

Yeas—15.

Mr. President	Crary	Gautier (13th)	Pope
Beall	Dayton	King	Ripley
Branch	Floyd	Morrow	Rogells
Collins	Fraser	Pearce	

Nays—18.

Baker	Connor	Leaird	Shands
Black	Davis	Lewis	Sturgis
Boyle	Douglas	McArthur	Tapper
Carlton	Gautier (28th)	Melvin	
Clarke	Houghton	Rodgers	

So Senate Bill No. 278 failed to pass.

S. B. No. 280—A bill to be entitled An Act to amend Section 782.06, Florida Statutes, relating to killing by interfering with railway trains, by defining certain willful tampering with the mechanism of aircraft as murder in the first degree.

Was taken up in its order.

Senator Sturgis moved that the rules be waived and Senate Bill No. 280 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 280 was read the second time by title only.

Senator Sturgis moved that the rules be further waived and Senate Bill No. 280 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 280 was read the third time in full.

Upon the passage of Senate Bill No. 280 the roll was called and the vote was:

Yeas—33.

Mr. President	Crary	Johnson	Pope
Baker	Davis	King	Ripley
Beall	Douglas	Leaird	Rodgers
Black	Franklin	Lewis	Rogells
Boyle	Fraser	Lindler	Sturgis
Carlton	Gautier (28th)	McArthur	Tapper
Clarke	Gautier (13th)	Melvin	
Collins	Hodges	Morrow	
Connor	Houghton	Pearce	

Nays—None.

So Senate Bill No. 280 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

S. B. No. 283—A bill to be entitled An Act relating to compensation of jurors in all courts of the state; amending Section 40.24, Florida Statutes and repealing Section 41.08, Florida Statutes.

Was taken up in its order.

Senator Baker moved that the rules be waived and Senate Bill No. 283 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 283 was read the second time by title only.

Senator Baker moved that the rules be further waived and Senate Bill No. 283 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 283 was read the third time in full.

Upon the passage of Senate Bill No. 283 the roll was called and the vote was:

Yeas—35.

Mr. President	Connor	Hodges	Morrow
Baker	Davis	Houghton	Pearce
Beall	Dayton	Johnson	Pope
Black	Douglas	King	Rodgers
Boyle	Floyd	Leaird	Rogells
Bronson	Franklin	Lewis	Shands
Carlton	Fraser	Lindler	Sturgis
Clarke	Gautier (28th)	McArthur	Tapper
Collins	Gautier (13th)	Melvin	

Nays—1.

Ripley

So Senate Bill No. 283 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senate Bill No. 243 was taken up in its order and the consideration thereof was informally passed, the bill retaining its place on the Calendar of Bills on Second Reading.

S. B. No. 348—A bill to be entitled An Act relating to education; amending Section 236.03, Florida Statutes, providing for determining the number of transportation and instruction units in each county.

Was taken up in its order.

Senator Leaird moved that the rules be waived and Senate Bill No. 348 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 348 was read the second time by title only.

Senator Leaird moved that the rules be further waived

and Senate Bill No. 348 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 348 was read the third time in full.

Upon the passage of Senate Bill No. 348 the roll was called and the vote was:

Yeas—34.

Mr. President	Collins	Houghton	Pope
Baker	Connor	King	Ripley
Beall	Crary	Leaird	Rodgers
Black	Dayton	Lewis	Rogells
Boyle	Floyd	Lindler	Shands
Branch	Franklin	McArthur	Sturgis
Bronson	Fraser	Melvin	Tapper
Carlton	Gautier (28th)	Morrow	
Clarke	Gautier (13th)	Pearce	

Nays—None.

So Senate Bill No. 348 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

S. B. No. 199—A bill to be entitled An Act relating to water hyacinths; amending Section 861.04, Florida Statutes, making it unlawful to place water hyacinths in the territorial waters of the State; and providing a penalty.

Was taken up in its order.

Senator King moved that the rules be waived and Senate Bill No. 199 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 199 was read the second time by title only.

Senator King moved that the rules be further waived and Senate Bill No. 199 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 199 was read the third time in full.

Upon the passage of Senate Bill No. 199 the roll was called and the vote was:

Yeas—30.

Mr. President	Clarke	Gautier (13th)	Pope
Baker	Connor	Hodges	Ripley
Beall	Crary	Houghton	Rodgers
Black	Davis	Lewis	Rogells
Boyle	Floyd	Lindler	Shands
Branch	Franklin	Melvin	Tapper
Bronson	Fraser	Morrow	
Carlton	Gautier (28th)	Pearce	

Nays—None.

So Senate Bill No. 199 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

S. B. No. 20—A bill to be entitled An Act amending Section 72.21, Florida Statutes, relating to adoption proceedings.

Was taken up in its order.

Senator Ripley moved that the rules be waived and Senate Bill No. 20 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 20 was read the second time by title only.

Senator Ripley moved that the rules be further waived and Senate Bill No. 20 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 20 was read the third time in full.

Upon the passage of Senate Bill No. 20 the roll was called and the vote was:

Yeas—29.

Mr. President	Crary	Gautier (13th)	Pearce
Beall	Davis	Hodges	Pope
Black	Dayton	Houghton	Ripley
Boyle	Douglas	Leaird	Rodgers
Branch	Floyd	Lewis	Rogells
Carlton	Franklin	Lindler	
Clarke	Fraser	McArthur	
Collins	Gautier (28th)	Morrow	

Nays—3.

Baker Bronson Connor

So Senate Bill No. 20 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senate Bill No. 74 was taken up in its order and the consideration thereof was informally passed, the bill retaining its place on the Calendar of Bills on Second Reading.

Senate Bill No. 252 was taken up in its order and the consideration thereof was informally passed, the bill retaining its place on the Calendar of Bills on Second Reading.

By unanimous consent, Senator Morrow withdrew Senate Bill No. 88.

S. B. No. 236—A bill to be entitled An Act relating to limitations of actions: providing an additional Section to Chapter 95, Florida Statutes; providing that provisions of existing law which bar actions not commenced within twenty years shall apply to actions by the State, or its agencies, or by any county or municipal corporation; and providing period after effective date of this Act in which State, its agencies, counties or municipal corporations may commence actions which would otherwise be barred by this Act.

Was taken up in its order.

Senator Sturgis moved that the rules be waived and Senate Bill No. 236 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 236 was read the second time by title only.

Senator Sturgis offered the following amendment to Senate Bill No. 236:

In Sub-paragraph (2), line 4, (typewritten bill) strike out the words: "six months"

and insert in lieu thereof the following: "one year"

Senator Sturgis moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Sturgis moved that the rules be further waived and Senate Bill No. 236, as amended, be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 236, as amended, was read the third time in full.

Upon the passage of Senate Bill No. 236, as amended, the roll was called and the vote was:

Yeas—33.

Mr. President	Connor	Gautier (13th)	Pope
Baker	Crary	Hodges	Ripley
Beall	Davis	Houghton	Rodgers
Black	Dayton	Leaird	Rogells
Boyle	Douglas	Lewis	Shands
Bronson	Floyd	Lindler	Sturgis
Carlton	Franklin	Melvin	
Clarke	Fraser	Morrow	
Collins	Gautier (28th)	Pearce	

Nays—None.

So Senate Bill No. 236 passed, as amended, and was referred to the Secretary of the Senate as Ex Officio Engrossing Clerk, for engrossing.

S. B. No. 115—A bill to be entitled An Act for the relief of Charles R. King of Fort Pierce, Florida, and making an appropriation to compensate him for injuries resulting from an accident wherein the automobile in which Charles R. King was riding collided with a patrol car belonging to the Department of Public Safety of the State of Florida.

Was taken up in its order.

Senator Crary moved that the rules be waived and Senate Bill No. 115 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 115 was read the second time by title only.

The Committee on Pensions and Claims offered the following amendment to Senate Bill No. 115:

In Section 1, lines 1 and 2, (typewritten bill) strike out the words and figures:

"Twelve thousand five hundred dollars (\$12,500.00)" and insert in lieu thereof the following:

"Five thousand dollars (\$5,000.00)"

Senator Crary moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

The Committee on Pensions and Claims also offered the following amendment to Senate Bill No. 115:

In Section 2, line 3, (typewritten bill) strike out the words and figures:

"Twelve thousand five hundred dollars (\$12,500.00)" and insert in lieu thereof the following:

"Five thousand dollars (\$5,000.00)"

Senator Crary moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Crary moved that the rules be further waived and Senate Bill No. 115, as amended, be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 115, as amended, was read the third time in full.

Upon the passage of Senate Bill No. 115, as amended, the roll was called and the vote was:

Yeas—37.

Mr. President	Connor	Hodges	Pope
Baker	Crary	Houghton	Ripley
Beall	Davis	King	Rodgers
Black	Dayton	Leaird	Rogells
Boyle	Douglas	Lewis	Shands
Branch	Floyd	Lindler	Sturgis
Bronson	Franklin	McArthur	Tapper
Carlton	Fraser	Melvin	
Clarke	Gautier (28th)	Morrow	
Collins	Gautier (13th)	Pearce	

Nays—None.

So Senate Bill No. 115 passed, as amended, by the required Constitutional two-thirds vote of all members elected to the Senate for the 1953 Session of the Florida Legislature, and was referred to the Secretary of the Senate as Ex Officio Engrossing Clerk, for engrossing.

S. B. No. 136—A bill to be entitled An Act relating to pensions of Confederate veterans and widows of Confederate veterans; repealing Sections 291.02 and 291.04, Florida Statutes, and adding Section 291.021, Florida Statutes.

Was taken up in its order.

Senator Ripley moved that the rules be waived and Senate Bill No. 136 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 136 was read the second time by title only.

Senator Ripley moved that the rules be further waived and Senate Bill No. 136 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 136 was read the third time in full.

Upon the passage of Senate Bill No. 136 the roll was called and the vote was:

Yeas—27.

Mr. President	Connor	Gautier (28th)	McArthur
Beall	Crary	Gautier (13th)	Morrow
Boyle	Davis	Hodges	Pearce
Branch	Dayton	Houghton	Pope
Bronson	Douglas	Leaird	Ripley
Carlton	Franklin	Lewis	Rogells
Clarke	Fraser	Lindler	

Nays—None.

So Senate Bill No. 136 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

S. B. No. 154—A bill to be entitled An Act to authorize Rufus Heath, upon contributing the full amount he would have been required to contribute to the State officers' and employees' retirement system, to receive credit for prior service to the State under such retirement system.

Was taken up in its order.

Senator Lewis moved that the rules be waived and Senate Bill No. 154 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 154 was read the second time by title only.

Senator Lewis moved that the rules be further waived and Senate Bill No. 154 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 154 was read the third time in full.

Upon the passage of Senate Bill No. 154 the roll was called and the vote was:

Yeas—36.

Mr. President	Connor	Gautier (13th)	Morrow
Baker	Crary	Hodges	Pearce
Beall	Davis	Houghton	Pope
Boyle	Dayton	King	Ripley
Branch	Douglas	Leaird	Rodgers
Bronson	Floyd	Lewis	Rogells
Carlton	Franklin	Lindler	Shands
Clarke	Fraser	McArthur	Sturgis
Collins	Gautier (28th)	Melvin	Tapper

Nays—None.

So Senate Bill No. 154 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

S. B. No. 168—A bill to be entitled An Act appropriating two hundred dollars for the relief of George S. Berden; one hundred and forty-six dollars and eighty-five cents for the relief of Howard F. Frier; three hundred forty-one dollars for the relief of W. C. Sullivan and one hundred eighty-four dollars for the relief of J. Arthur Cruce.

Was taken up in its order.

Senator Davis moved that the rules be waived and Senate Bill No. 168 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 168 was read the second time by title only.

Senator Davis moved that the rules be further waived and Senate Bill No. 168 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 168 was read the third time in full.

Upon the passage of Senate Bill No. 168 the roll was called and the vote was:

Yeas—34.

Mr. President	Crary	Hodges	Pearce
Baker	Davis	Houghton	Pope
Beall	Dayton	King	Ripley
Boyle	Douglas	Leaird	Rodgers
Bronson	Floyd	Lewis	Rogells
Carlton	Franklin	Lindler	Shands
Clarke	Fraser	McArthur	Sturgis
Collins	Gautier (28th)	Melvin	
Connor	Gautier (13th)	Morrow	

Nays—None.

So Senate Bill No. 168 passed, title as stated, by the required Constitutional two-thirds vote of all members elected to the Senate for the 1953 Session of the Florida Legislature, and the action of the Senate was ordered certified to the House of Representatives.

S. B. No. 284—A bill to be entitled An Act amending Sections 588.09 and 588.11, Florida Statutes, and repealing Section 588.09, Florida Statutes, all relating to legally enclosed land, fenced and posted; providing for the elimination of posted notices in certain circumstances.

Was taken up in its order.

Senator McArthur moved that the rules be waived and Senate Bill No. 284 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 284 was read the second time by title only.

The Committee on Judiciary "B" offered the following amendment to Senate Bill No. 284:

In Section 1, Sub-section 1, line 5 (typewritten bill) strike out the word: "or"

and insert in lieu thereof the following: ", canals or natural barriers."

Senator McArthur moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

The Committee on Judiciary "B" also offered the following amendment to Senate Bill No. 284:

In Section 1, Sub-section 2, line 10, (typewritten bill) strike out the word: "or lake"

and insert in lieu thereof the following: ", canals or natural barriers."

Senator McArthur moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

The Committee on Judiciary "B" also offered the following amendment to Senate Bill No. 284:

In Title, line 5 (typewritten bill) strike out the figures: 588.09 and insert in lieu thereof the following: 588.10

Senator McArthur moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Pending further consideration of Senate Bill No. 284, Senator Pearce moved that the rules be waived and the hour of adjournment be extended until final disposition of Senate Bill No. 284.

Which was agreed to by a two-thirds vote and it was so ordered.

Senator McArthur moved that the rules be further waived and Senate Bill No. 284, as amended, be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 284, as amended, was read the third time in full.

Upon the passage of Senate Bill No. 284, as amended, the roll was called and the vote was:

Yeas—19.

Baker	Connor	Leaird	Shands
Beall	Crary	Lewis	
Boyle	Dayton	McArthur	
Bronson	Gautier (28th)	Morrow	
Carlton	Gautier (13th)	Pearce	
Clarke	King	Rogells	

Nays—15.

Mr. President	Floyd	Houghton	Ripley
Collins	Franklin	Lindler	Rodgers
Davis	Fraser	Melvin	Sturgis
Douglas	Hodges	Pope	

So Senate Bill No. 284 passed, as amended, and was referred to the Secretary of the Senate as Ex Officio Engrossing Clerk, for engrossing.

Senator Lindler moved that the House of Representatives be requested to return Senate Bill No. 528 to the Senate for further consideration.

Which was agreed to and it was so ordered.

The hour of adjournment having arrived a point of order was called and the Senate stood adjourned at 5:02 o'clock P. M., until 9:30 o'clock A. M., Tuesday, May 5, 1953, pursuant to the Report of the Committee on Rules and Calendar adopted by the Senate on April 30, 1953.